



PATENT
Docket No. 219002025213

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Assistant Commissioner for Patents, Washington, D.C. 20231, on January 3, 2003.

Tami M. Procopio
Tami M. Procopio

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

J. Jeffrey Seilhamer, *et al.*

Serial No.: 09/902,517

Filing Date: 9 July 2001

For: IMMUNOASSAYS FOR HUMAN AND
CANINE BRAIN NATRIURETIC
PEPTIDE

Examiner: J. L. Epps

Group Art Unit: 1635

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RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This is in response to an Office action herein mailed 4 December 2002, time for response to which was set to expire 4 January 2003. Restriction was required. As applicants understand this restriction, a single amino acid sequence must be elected.

Applicants hereby elect to prosecute the claims to the species represented by SEQ ID NO: 49, originally presented in claim 34. This election is made with traverse; however the claims have been amended according to the election. It is noted that the parent application did not require further restriction, and applicants believe the present further restriction is therefore improper; nevertheless, in order to advance prosecution, further election is made. Applicants have made this amendment without prejudice to their right to pursue non-elected inventions in divisional applications.